

## Official Proceedings

March 9, 2018  
8:00 am

Chairman Elkin called the meeting of the Stark County Board of Commissioners to order. All members present.

### Agenda

Chairman Elkin asked for any additions or deletions to the agenda. IT funding request and letter of intent were added. Kris Fehr and Richardton ETZ were removed. The park board meeting was rescheduled to 9:45am.

**MOTION BY:** Commissioner Franchuk      **SECOND BY:** Commissioner Hoff

To approve the agenda as presented with the changes.

**DISPOSITION:** Motion carried

### Minutes

The minutes of the April 6, 2018 Board of County Commissioners meeting were presented.

**MOTION BY:** Commissioner Kuntz      **SECOND BY:** Commissioner Franchuk

To approve the minutes of the April 6, 2018 Board of County Commission minutes as presented.

**DISPOSITION:** Motion carried

### Accounts Payable

**MOTION BY:** Commissioner Hoff      **SECOND BY:** Commissioner Kuntz

To approve the accounts payable with the supplement as presented.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

An estimate was presented from Clear Creek regarding repairs at the Courthouse in the amount of \$2,150.

**MOTION BY:** Commissioner Kuntz      **SECOND BY:** Commissioner Hoff

To approve the presented estimate from Clear Creek to be paid out of Capital Improvements.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

Mr. Fahlsing advised the insurance claim for the four damaged antennas on the law enforcement center communications tower was denied and will need to be paid by Stark County.

**MOTION BY:** Commissioner Zander      **SECOND BY:** Commissioner Hoff

To pay the antenna invoices out of the capital improvements fund.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

### Sheriff Oestreich

Sheriff Oestreich provided his monthly report which included the following:

- 172 criminal papers were received and 133 were served;
- The arrest tally included 3 accidents, 53 stops, 17 citations, and 7 warnings;

- The Sheriff Sales and foreclosures received 10 executions, 1 Sheriff Sale, and revenue of \$435.00;
- 157 civil papers were received and 125 were served;
- Transports included 5 for other counties, 28 criminal, 19 daily court, 3 medical, 10 mental health, and 1 juvenile;
- The truck reg. program had a total of \$0.00 in fines and \$10,640.48 in permits;
- The 24/7 program had a total of \$3,816.00 in revenue.

In addition the Commission requested Mr. Henning research reimbursement possibilities for the Bowman county trial that was held at the Stark county courthouse.

#### **Road Superintendent - Al Heiser**

Mr. Heiser provided his monthly report to include ice and snow control, repairs, and getting ready to conduct crack sealing.

Mr. Heiser also presented a proposed scope of service for two plum creek structures.

**MOTION BY:** Commissioner Zander      **SECOND BY:** Commissioner Hoff

To accept Mr. Heiser's proposal for the two plum creek bridges.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

#### **County Engineer – Justin Hyndman**

Mr. Hyndman provided the following monthly report:

- Green River Bridge Structure 45-123-3.0 Replacement – Swingen, 2018 Construction;
- Tributary of Thirty Mile Cr Structure 133-27.0 Replacement – Martin, 2018 Construction. Final invoice submitted;
- 119<sup>th</sup> Ave SW Structure 113-3.0 Replacement – Bid Feb. 6, 2018, 2018 Construction. Final invoice submitted;
- CMC 4531 Enchanted Highway Micro-Surfacing – Mayo, 2018 Construction. Design task complete;
- 47<sup>th</sup> Street SW Structure 129-19.0 and 130-19.0 Replacement and 104<sup>th</sup> Ave SW Structure 128-25.0 Replacement – Bid March 6, 2018, 2018 Construction;
- 35<sup>th</sup> Street SW Green River Bridge Low Water Crossing – Bid April 4, 2018, 2018 Construction;
- 119<sup>th</sup> Ave SW Structure 45-113-20.0 Replacement – Bid Nov. 9, 2018 thru the NDDOT, 2019 Construction;
- CMC4537 Structure 45-138-21 Replacement – Bid Nov. 13, 2020 thru the NDDOT, 2021 Construction;
- 112<sup>th</sup> Ave SW (30<sup>th</sup> to 32<sup>nd</sup>) – KLJ will complete wetland monitoring. Submitted 2016 and 2017.

#### **Zoning**

VAR01-18 – Jeremy Allen is requesting a variance to the maximum square footage requirement for an accessory structure. The property is located at 9977 36B Street SW on Lot 4 Block 1 of Bakken Estates Subdivision and is approximately 2.34 acres. Planning and Zoning along with staff recommend approval.

**MOTION BY:** Commissioner Hoff                      **SECOND BY:** Commissioner Zander  
To approve the variance request as presented.  
**DISPOSITION:** Roll call vote. All voted aye. Motion carried

**Red Trail Energy-Proxy**

Stark County was presented with a proxy statement on behalf of the Red Trail Energy Board of Governors. No action was taken.

**NDDoT-SC-4531(054)-Adopt Resolution**

A resolution from the North Dakota Department of Transportation was presented for project SC-4531(054) with the apparent low bidder of Mayo Construction in the amount of \$1,088,476.25.

**MOTION BY:** Commissioner Zander                      **SECOND BY:** Commissioner Hoff  
To authorize the Chairman's signature on the presented resolution.  
**DISPOSITION:** Motion carried

**IT Funding Request**

Mr. Fahlsing presented a funding request for a video conferencing system. The previous system in the office of emergency management no longer works and this will be a replacement. The quote was presented for \$4,560.

**MOTION BY:** Commissioner Zander                      **SECOND BY:** Commissioner Kuntz  
To approve the presented quote to be paid out of the IT reserve fund.  
**DISPOSITION:** Roll call vote. All voted aye. Motion carried

**Scull**

Mr. Cockeram provided an update on the courthouse expansion project along with a proposal to complete the first floor lobby.

**MOTION BY:** Commissioner Kuntz                      **SECOND BY:** Commissioner Zander  
To authorize the Chairman's signature on the first floor lobby proposal.  
**DISPOSITION:** Roll call vote. All voted aye. Motion carried

Mr. Oestreich advised the security is working as designed in the addition.

The Commission thanked Scull and JLG for their hard work and dedication to the project. Commissioner Zander also reminded everyone the project has been paid for and no debt was taken by the county.

Change order 14 was presented in the amount of \$9,135.70.

**MOTION BY:** Commissioner Zander                      **SECOND BY:** Commissioner Kuntz  
To authorize the Chairman's signature on the presented change order.  
**DISPOSITION:** Roll call vote. All voted aye. Motion carried

**Call for Bids: Gravel Crushing, Hot Bituminous, & Equipment Rental**

**MOTION BY:** Commissioner Kuntz                      **SECOND BY:** Commissioner Hoff  
To accept all bids for gravel crushing, hot bituminous, and equipment rental.  
**DISPOSITION:** Roll call vote. All voted aye. Motion carried

**Letter of Intent**

Mr. Fahlsing presented a letter of intent to the Statewide Interoperability Executive Committee regarding concurrent licensing of Stark County radio frequencies if identified for the Statewide Interoperable Radio Network.

**MOTION BY:** Commissioner Hoff                      **SECOND BY:** Commissioner Zander

To authorize the Chairman's signature on the presented letter of intent.

**DISPOSITION:** Motion carried

**Bid Opening – CBP-0045(17)02-47<sup>th</sup> St SW & 104<sup>th</sup> Ave SW RCB**

The following bids were received for project CBP-0045(17)02, 47<sup>th</sup> St SW & 104<sup>th</sup> Ave SW Culverts and Grading:

- Central Specialties Incorporated - \$719,400.01
- Edward H Schwartz Construction, Inc. - \$699,510.20
- Hlebechuk Construction, Inc. - \$709,195.01
- Martin Construction, Inc. - \$678,000.00
- Quam Construction Company, Inc. - \$938,831.32
- Shep's Welding & Construction, Inc. - \$617,269.92
- Tooz Construction - \$687,454.95
- Wilson Construction, Inc. - \$637,067.00

**MOTION BY:** Commissioner Hoff                      **SECOND BY:** Commissioner Zander

To accept the apparent low bid of Shep's Welding & Construction in the amount of \$617,269.92 pending the engineer's review and authorize the Chairman's signature.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

**Proclaim National Gov't Month & County appreciation Week-Linda**

Ms. Krebs presented a proclamation to recognize April as National County Government Month and April 2<sup>nd</sup> through April 6<sup>th</sup> as County Employee Recognition Week.

**MOTION BY:** Commissioner Hoff                      **SECOND BY:** Commissioner Kuntz

To adopt the presented proclamation and authorize the Chairman's signature.

**DISPOSITION:** Motion carried

Ms. Krebs also requested funding to provide pizza for the County employees.

**MOTION BY:** Commissioner Kuntz                      **SECOND BY:** Commissioner Franchuk

To authorize the pizza request to be paid for out of the general fund.

**DISPOSITION:** Motion carried

**MOTION BY:** Commissioner Zander                      **SECOND BY:** Commissioner Hoff

To adjourn the meeting.

**DISPOSITION:** Motion carried

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Kay Haag, Auditor

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Jay Elkin, Chairman